Restoration App. No. 13930 of 2000
IN
W.P. No. 6921 (S/S) of 2001
(old no. 31263 of 1991)
Hon. Prafulla C. Pant, J.

Learned counsel for the parties are present.

This is application No. 13930 of 2000, for restoration of writ petition No. 6921 (S/S) of 2001 (Old No. 31263 of 1991).

Heard.

The writ petition was dismissed for non prosecution by Allahabad High Court on 03.10.1994.

On the appointed day i.e. on 09.11.2000, the writ petition was not pending before Allahabad High Court as such it could not have been transferred to this Court under Section 35 of U.P. Reorganisation Act, 2000.

It appears that restoration application was moved before Allahabad High Court and the same is transferred to this Court.

I have perused the affidavit accompanying the application. Neither there is any ground mentioned in the application nor in the affidavit accompanying the application why the petitioner or his counsel could not appear in the court on 03.10.1994. Not only this, there is no explanation as to delay why for long six years, the restoration application was not moved.

In the circumstances, the restoration application is rejected.

Registry is directed to consign the record to the record room.

(Prafulla C. Pant, J.)

Dt.25.10.2007
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